

facilities by operation of § 80.41(q)(2), such importer shall submit separate reports for gasoline imported into facilities subject to different standards.

(k) *Reporting requirements for early use of the complex model.* Any refiner for any refinery, or any importer, that elects to be subject to complex model standards under § 80.41(i)(1) shall report such election in writing to the Administrator no later than sixty days prior to the beginning of the calendar year during which such standards would apply. This report shall include the refinery's or importer's baseline values for VOC, NO<sub>x</sub>, and toxics emissions performance, in milligrams per mile.

(l) *Reports for per-gallon compliance gasoline.* In the case of reformulated gasoline or RBOB for which compliance with each of the standards set forth in § 80.41 is achieved on a per-gallon basis, the refiner, importer, or oxygenate blender shall submit to the Administrator, by the last day of February of each year beginning in 1996, a report of the volume of each designated reformulated gasoline or RBOB produced or imported during the previous calendar year for which compliance is achieved on a per-gallon basis, and a statement that each gallon of this reformulated gasoline or RBOB met the applicable standards.

(m) *Reports of compliance audits.* Any refiner, importer, and oxygenate blender shall cause to be submitted to the Administrator, by May 31 of each year, the report of the compliance audit required by § 80.65(h).

(n) *Report submission.* The reports required by this section shall be:

(1) Submitted on forms and following procedures specified by the Administrator; and

(2) Signed and certified as correct by the owner or a responsible corporate officer of the refiner, importer, or oxygenate blender.

[59 FR 7813, Feb. 16, 1994, as amended at 59 FR 36964, July 20, 1994; 60 FR 65574, Dec. 20, 1995; 62 FR 60135, Nov. 6, 1997; 66 FR 67106, Dec. 28, 2001]

**§ 80.76 Registration of refiners, importers or oxygenate blenders.**

(a) Registration with the Administrator of EPA is required for any refiner and importer, and any oxygenate

blender that produces any reformulated gasoline.

(b) Any person required to register shall do so by November 1, 1994, or not later than three months in advance of the first date that such person will produce or import reformulated gasoline or RBOB, or conventional gasoline or applicable blendstocks, whichever is later.

(c) Registration shall be on forms prescribed by the Administrator, and shall include the following information:

(1) The name, business address, contact name, and telephone number of the refiner, importer, or oxygenate blender;

(2) For each separate refinery and oxygenate blending facility, the facility name, physical location, contact name, telephone number, and type of facility; and

(3) For each separate refinery and oxygenate blending facility, and for each importer's operations in a single PADD:

(i) Whether records are kept on-site or off-site of the refinery or oxygenate blending facility, or in the case of importers, the registered address;

(ii) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, and telephone number; and

(iii) The name, address, contact name and telephone number of the independent laboratory used to meet the independent analysis requirements of § 80.65(f).

(d) EPA will supply a registration number to each refiner, importer, and oxygenate blender, and a facility registration number for each refinery and oxygenate blending facility that is identified, which shall be used in all reports to the Administrator.

(e)(1) Any refiner, importer, or oxygenate blender shall submit updated registration information to the Administrator within thirty days of any occasion when the registration information previously supplied becomes incomplete or inaccurate; except that

(2) EPA must be notified in writing of any change in designated independent

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laboratory at least thirty days in advance of such change.

[59 FR 7813, Feb. 16, 1994, as amended at 59 FR 36965, July 20, 1994]

### § 80.77 Product transfer documentation.

On each occasion when any person transfers custody or title to any reformulated gasoline or RBOB, other than when gasoline is sold or dispensed for use in motor vehicles at a retail outlet or wholesale purchaser-consumer facility, the transferor shall provide to the transferee documents which include the following information:

- (a) The name and address of the transferor;
- (b) The name and address of the transferee;
- (c) The volume of gasoline which is being transferred;
- (d) The location of the gasoline at the time of the transfer;
- (e) The date of the transfer;
- (f) The proper identification of the gasoline as conventional or reformulated;
- (g) In the case of reformulated gasoline or RBOB:
  - (1) The proper identification as:
    - (i)(A) VOC-controlled for VOC-Control Region 1; or VOC-controlled for VOC-Control Region 2; or Not VOC-controlled; or
    - (B) In the case of gasoline or RBOB that is VOC-controlled for VOC-Control Region 1, the gasoline may be identified as suitable for use either in VOC-Control Region 1 or VOC-Control Region 2;
  - (ii) [Reserved]
  - (iii) Prior to January 1, 1998, certified under the simple model standards or certified under the complex model standards; and
  - (2) The minimum and/or maximum standards with which the gasoline or RBOB conforms for:
    - (i) Benzene content;
    - (ii) Except for RBOB, oxygen content;
    - (iii) In the case of VOC-controlled gasoline subject to the simple model standards, RVP;
    - (iv) In the case of gasoline subject to the complex model standards:
      - (A) Prior to January 1, 1998, the NOx emissions performance minimum, and

for VOC-controlled gasoline the VOC emissions performance minimum, in milligrams per mile; and

(B) Beginning on January 1, 1998, for VOC-controlled gasoline, the VOC emissions performance minimum; and

(3) Identification of VOC-controlled reformulated gasoline or RBOB as gasoline or RBOB which contains ethanol, or which does not contain any ethanol.

(h) Prior to January 1, 1998, in the case of reformulated gasoline or RBOB subject to the complex model standards:

(1) The name and EPA registration number of the refinery at which the gasoline was produced, or importer that imported the gasoline; and

(2) Instructions that the gasoline or RBOB may not be combined with any other gasoline or RBOB that was produced at any other refinery or was imported by any other importer;

(i) In the case of reformulated gasoline blendstock for which oxygenate blending is intended:

(1) Identification of the product as RBOB and not reformulated gasoline;

(2) The designation of the RBOB as suitable for blending with:

- (A) Any-oxygenate;
- (B) Ether-only; or
- (C) Other specified oxygenate type(s) and amount(s); and

(3) The oxygenate type(s) and amount(s) which the RBOB requires in order to meet the properties claimed by the refiner or importer of the RBOB;

(4) Instructions that the RBOB may not be combined with any other RBOB except other RBOB having the same requirements for oxygenate type(s) and amount(s), or, prior to blending, with reformulated gasoline; and

(j) In the case of transferrers or transferees who are refiners, importers or oxygenate blenders, the EPA-assigned registration number of those persons.

[59 FR 7813, Feb. 16, 1994, as amended at 59 FR 36965, July 20, 1994; 62 FR 60136, Nov. 6, 1997; 62 FR 68207, Dec. 31, 1997]

### § 80.78 Controls and prohibitions on reformulated gasoline.

(a) *Prohibited activities.* (1) No person may manufacture and sell or distribute, offer for sale or distribution, dispense, supply, offer for supply, store,